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9 *Zoho Corporation Pvt., Ltd.*

10 **UNITED STATES DISTRICT COURT**  
11 **NORTHERN DISTRICT OF CALIFORNIA**  
12 **OAKLAND DIVISION**

13 ZOHO CORPORATION

14 Plaintiff,

15 v.

16 SENTIUS INTERNATIONAL, LLC

17 Defendant.

Case No: 4:19-cv-00001-YGR

**STIPULATION AND [PROPOSED]  
ORDER OF DISMISSAL WITH  
PREJUDICE**

19 SENTIUS INTERNATIONAL, LLC

20 Counterclaimant,

v.

21 ZOHO CORPORATION and  
ZOHO CORPORATION PVT. LTD.

22 Counter-Defendants.

1           WHEREAS, this action was commenced on January 1, 2019 by the filing of the Complaint;

2           WHEREAS, Plaintiff Zoho Corporation filed a First Amended Complaint on March 18, 2019  
 3 (Dkt. No. 14);

4           WHEREAS, in the First Amended Complaint, Zoho Corporation seeks a declaration that it  
 5 has not and does not infringe any valid or enforceable claim of U.S. Patent Nos. 7,672,985 (“985  
 6 patent”) and RE43,633 (“633 patent”) (collectively “the patents-in-suit”) and that Zoho has not  
 7 contributed to or induced, and is not contributing to or inducing or otherwise liable for any  
 8 infringement of the either of the patents-in-suit ;

9           WHEREAS, on May 15, 2019, Defendant Sentius International, LLC (“Sentius”) filed  
 10 counterclaims against both Zoho Corporation and Zoho Corporation Pvt. Ltd. (collectively, “Zoho”)  
 11 alleging that each Zoho entity infringed the patents-in-suit (Dkt. No. 29);

12           WHEREAS, on June 12, 2019, Zoho Corporation answered Sentius’ counterclaims, *inter*  
 13 *alia*, denying infringement and asserting as an affirmative defense that each of the patents-in-suit is  
 14 invalid (Dkt. No. 32);

15           WHEREAS, on August 26, 2019, Zoho Corporation Pvt., Ltd. answered Sentius’  
 16 counterclaims, *inter alia*, denying infringement and asserting as an affirmative defense that each of  
 17 the patents-in-suit is invalid (Dkt. No. 38);

18           WHEREAS, on October 15, 2020, this Court found the claims of the ’633 Patent invalid for  
 19 lack of written description under 35 U.S.C. § 112 (Dkt. No. 88);

20           WHEREAS, on May 4, 2022, the Patent Trial and Appeal Board determined that all  
 21 challenged claims of the ’985 Patent are invalid, including all claims asserted against Zoho in this  
 22 action;

23           WHEREAS, on December 11, 2023, the United States Court of Appeals for the Federal  
 24 Circuit affirmed the Patent Trial and Appeal Board’s determination that the claims of the ’985 Patent  
 25 are invalid;

26           WHEREAS, the parties stipulate to dismissal with prejudice of the entire action, with each  
 27 party to bear their costs and attorneys’ fees and that Plaintiff and Counter-defendant Zoho  
 28 Corporation and Counter-defendant Zoho Corporation Pvt. Ltd. retain the right to challenge validity,

1 infringement, and/or enforceability of the patents-in-suit, via defense or otherwise, in any future suit  
2 or proceeding.

3  
4 Dated: December 22, 2023

Respectfully submitted,

6 MARTON RIBERA SCHUMANN &  
7 CHANG LLP

8 By /s/ Phillip J. Haack  
9 PHILLIP J. HAACK

10 Dated: December 22, 2023

Respectfully submitted,

11 CARR & FERRELL LLP

12 By /s/ Robert J. Yorio  
13 ROBERT J. YORIO

14 SETH LAW OFFICES

15 By /s/ Sandeep Seth  
16 SANDEEP SETH

17 Attorneys for Defendant and  
18 Counterclaimant SENTIUS  
19 INTERNATIONAL, LLC

1 **[PROPOSED] ORDER**

2 NOW THEREFORE, upon consent of the parties hereto, it is HEREBY ORDERED:

3 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), all claims in the above-  
4 captioned action are dismissed with prejudice. Counter-defendants Zoho Corporation and Zoho  
5 Corporation Pvt. Ltd. retain the right to challenge validity, infringement, and/or enforceability of  
6 the patents-in-suit via defense or otherwise, in any future suit or proceeding.

7 Each party shall bear its own costs, expenses, and attorneys' fees.

8 **IT IS SO ORDERED.**

9  
10 Date: January 4, 2024

  
11 HONORABLE YVONNE GONZALEZ ROGERS  
12 UNITED STATES DISTRICT COURT JUDGE